THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.25373 OF 2005

Dated: 29-11-2005

Between

Smt. R. Suvarnamma, W/o. B. Venkata Rami Reddy, Occ: Fair Price Shop Dealer, Sanjeevapuram village, B.K. Samudram Mandal, Anantapur District.

...PETITIONER

AND

The Revenue Divisional Officer, Anantapur and another.

...RESPONDENTS

ORDER:

Petitioner seeks a Writ of Mandamus to declare the action of the second respondent in not releasing the essential commodities to her fair price shop even though the authorization granted is in force, as illegal and arbitrary.

Petitioner was appointed as a fair price shop dealer of Sanjeevapuram village of Anantapur District in the year 1997.

Since then she has been distributing the essential commodities to the satisfaction of all the cardholders without any complaint whatsoever. Petitioner distributed the essential commodities up to the month of October 2005 but for the month of November 2005 when she approached the second respondent for release of stocks with the requisite demand draft, the second respondent without assigning any reason refused to release the essential commodities to the petitioner and has given the same to the adjacent dealer for distribution.

It is submitted that her authorization is neither cancelled nor suspended and his dealership is still subsisting.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the respondents to release the essential commodities to the petitioner as long as her authorization is not cancelled or suspended.

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V. ESWARAIAH, J

November 29, 2005

DSK